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FEB 09 2001  
PATENT & TRADEMARK OFFICE  
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10 MAY 2001
Legal Staff
International Division
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FEB 12 2001

OFFICE OF PETITIONS

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Castorina declares that he has personally reviewed all his entries from May 17, 2000 to June 17, 2000 and has included true copies thereof and has no Notice of Missing Requirements or any other USPTO office action recorded therein for the above identified patent application. Mr. Castorina further declares that from May 17, 2000 forward he never received any USPTO actions that had a response due date of July 17, 2000.

Applicant thus never received such Notice of Missing Requirements. In fact, no communication was received from the USPTO in connection with the instant application until receipt of the above Notice of Abandonment.

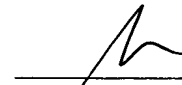
Also attached is a declaration from Dr. Mark M. Friedman, the attorney of record in which he declares that he personally opens all the Federal Express packages received from Mr. Castorina and immediately records on his database all actions received from the USPTO. He declares, based on the database of his, no such Notice of Missing Requirements or any other Office Action is recorded on the above identified application. Dr. Friedman further declares that he has reviewed the contents of the file jacket of the above-identified application and it does not contain the Notice of Missing Requirements allegedly mailed by the USPTO on May 17, 2000. Dr. Friedman declares that as a result, no such Notice of Missing Requirements or any other USPTO action was received by him with respect to this application.

Accordingly, pursuant to the holding of *Delgar, Inc. v. Schuyler*, 172 USPQ 513, Applicants have submitted sufficient facts to support the contention that the Notice of Missing Requirements was never received by Applicant's representatives.

In view of the above, the Notice of Abandonment should be withdrawn and a new Notice of Missing Requirements be mailed on the subject patent Application. It is believed that

this petition does not require a fee, but if one is required, authorization to charge Deposit
Account 06-2140 is hereby granted.

Respectfully submitted,



Mark M. Friedman
Attorney for Applicant
Registration No. 33,883

Date: February 4, 2001

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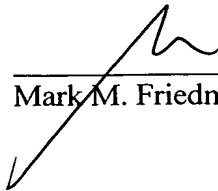
on my computer database made on Serial No. 09/529,163, identified by my docket 968/32. No entry of docketing a Notice of Missing Requirements or any other USPTO action appears thereon. This indicates that I never received a Notice of Missing Requirements or any other action on the above entitled application.

5. I have also reviewed the contents of the file jacket of the above-identified application and it does not contain the Notice of Missing Requirements allegedly mailed by the USPTO on May 17, 2000.
6. After having received the Notice of Abandonment dated January 23, 2001 on the subject patent application, for failure to respond to the Notification of Missing Requirements, I asked Mr. Castorina to review his records from May 17, 2000, the date of the alleged mailing of the Notice of Missing requirements, through June 17, 2000 a reasonable period after the date of the Office Action, to determine whether he had recorded receipt of such Notice of Missing Requirements or any other action on the above identified application. After reviewing his records, Mr. Castorina advised me that he had not recorded receipt of such a Notice or any other action in connection with the subject patent application, indicating that he had never received such Notice of Missing Requirements..
7. In view of the above I verily believe that such a Notice of Missing requirements had either not, in fact, been mailed or, if it had, then such Notice was subject to a misdelivery by the U.S. Post Office.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the

application or any patent issued thereon.

Signed this 5th day of February, 2001



Mark M. Friedman

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:

Arkady MOLEV-SHTEIMAN

Serial No.: 09/529,163

Filed: April 10, 2000

For: METHOD OF EMULATING A
SHIFT REGISTER USING A RAM

Examiner:

Commissioner of Patents and Trademarks
Washington, D. C. 20231

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Group Art Unit:

Attorney
Docket 968/32

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FEB 12 2001

OFFICE OF PETITIONS

DECLARATION IN SUPPORT OF PETITION

I, Anthony Castorina, of 2001 Jefferson Davis Highway, Suite 207, Arlington, Virginia, declare as follows:

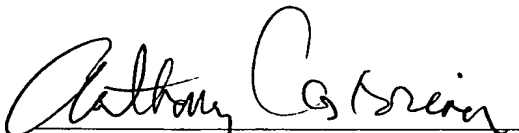
1. Since 1997 I have been the local correspondence address of Mark M. Friedman of Tel Aviv, Israel on all U. S. Patent and Trademark applications filed in the USPTO on which he is the attorney of record.
2. My duties and responsibilities as the local correspondent of Dr. Friedman is to receive, open, docket and forward all mail addressed to Dr. Friedman at the above address. I am the only one occupying the above address, and as such, personally open all the mail addressed to Dr. Friedman. I personally and routinely docket-in-a-log-all-USPTO actions addressed that are addressed to him that require some further action on his part. I then package all the mail received and personally deliver it to Federal Express in Arlington, Virginia for shipment to Dr. Friedman in Israel, and notify him of the Federal Express waybill number.
3. After having been informed by Dr. Friedman that he had received a Notice of Abandonment on the above identified application for failure to respond to a Notice of Missing Requirements, he instructed me to review my records from May 17, 2000 to June 17, 2000

to determine whether I had recorded receipt of such Notice of Missing Requirements or any other action around this time period for the subject patent application.

4. I thereupon reviewed my records for the time period requested by Dr. Friedman, and did not locate any notation of such Notice of Missing Requirements during the time period in question in my log book routinely kept by me. True copies of the pages from those entries are attached herewith.
5. As is evident from the attached docket sheets, no entry was made, and there is no record indicating receipt of USPTO actions that had a response due date of July 17, 2000. ✓
6. As such I can state with reasonable certainty that I never received such Notice of Missing Requirements or any other action with respect to this application at any time between May 17, 2000 and June 17, 2000.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signed this 9TH day of February, 2001


Anthony Castorina

| | | | | | |
|---------|-----------|-------------------------------|-------------|--------------------------|--------|
| File # | 968/32 | Applicant | 09/529,163 | Issue N | |
| Country | US | Filing D | 10-Apr-00 | Issue D | |
| Type | PATENT | Relation | Parent File | Family | |
| Matter | FIFO | | | | |
| Client | INFINEON | | | | FAMILY |
| NASC | | | | | |
| Asc Ref | | <div>DKT THIS FILE</div> | | | |
| Cl Ref | | <div>Comment</div> | | | |
| Lawyer | Mark | <div>PRIOR PCT (968/22)</div> | | | |
| Status | Active | | | | |
| Opened | 14-Mar-00 | | | | |
| | | <div>DUE ACTION</div> | | <div>PACKAGE ENTRY</div> | |
| | | <div>NO ACTION FILES</div> | | <div>CONVERT</div> | |
| | | <div>DUE REPORT</div> | | <div>Print PCT Doc</div> | |
| | | <div>CLIENT REPORT</div> | | <div>Update ODK</div> | |
| | | <div>INDEX FILE</div> | | <div>SYNC ODK</div> | |

| DOCKET CURRENT FILE | | | | | | |
|---------------------|-----------------------------|-----------|-------------|--------------------------|--------------------------|----------|
| File | Action | Task Date | Target Date | OK | Done | Gener |
| 968/32 | US - OA pet to w/d abandonm | 5-Feb-01 | 15-Feb-01 | <input type="checkbox"/> | <input type="checkbox"/> | 1-Jan-01 |

MAIL RECEIVED DURING WEEK OF:

May 2000
1 - 5

| Reference No. | Serial No. | Date Received | Date Due |
|---------------|------------|---------------|--------------|
| 1576/20 | 09/185071 | May 4, 2000 | Aug. 4, 2000 |
| 1367/1 | 09/149032 | May 4, 2000 | Aug 4, 2000 |
| 246/57 | 09/285706 | May 5, 2000 | Aug 5, 2000 |
| 111917 | 09/209680 | May 5, 2000 | Jun 5, 2000 |
| 100/60 | 09/138398 | May 5, 2000 | Aug 5, 2000 |
| 1436/4 | 09/328406 | May 5, 2000 | Aug 5, 2000 |
| 1706/2 | 09/047105 | May 5, 2000 | Aug 5, 2000 |

MAIL RECEIVED DURING WEEK OF:

May 2000
8-12

| Reference No. | Serial No. | Date Received | Date Due |
|---------------|------------|---------------|--------------|
| 916/10 | 09/312762 | May 8, 2000 | June 7, 2000 |
| 1150/3 | 09/406686 | May 8, 2000 | Aug 8, 2000 |
| 857160 | I199/00146 | May 8, 2000 | Jun 8, 2000 |
| 320/9 | 09/123537 | May 9, 2000 | Aug 9, 2000 |
| 1296/1 | 09/085369 | May 9, 2000 | Aug 9, 2000 |
| 1582/1 | 09/253780 | May 9, 2000 | Aug 9, 2000 |
| 1477/3 | 29/114239 | May 9, 2000 | Aug 9, 2000 |
| 452/2 | 09/033664 | May 9, 2000 | Aug 9, 2000 |
| 1086/2 | I199/00061 | May 9, 2000 | Jun 24, 2000 |
| 1523/2 | US00/01639 | May 10, 2000 | Jul 10, 2000 |
| 1500/10 | US00/00787 | May 10, 2000 | Jul 10, 2000 |
| 1429/4 | 09/374628 | May 10, 2000 | Aug 10, 2000 |
| 100/64 | 09/391185 | May 10, 2000 | Aug 10, 2000 |
| 1260/1 | 09/247588 | May 10, 2000 | Aug 10, 2000 |
| 1098/7 | I199/00586 | May 10, 2000 | Jul 10, 2000 |
| 1477/4 | 29/114238 | May 11, 2000 | Aug 10, 2000 |
| 844/13 | 09/150834 | May 11, 2000 | Aug 11, 2000 |
| 1842/2 | 75/849579 | May 11, 2000 | Nov 11, 2000 |
| 1236/5 | 75/872605 | May 11, 2000 | Nov 11, 2000 |
| 27/147 | US99/21520 | May 11, 2000 | Jul 11, 2000 |

MAIL RECEIVED DURING WEEK OF:

may 2000
15 - 19

Reference No.

Serial No.

Date Received

Date Due

1188/12

PCT/US99/29943

May 16, 2000

Jul 10, 2000

205/96

09/307569

May 16, 2000

Aug 16, 2000

1188/4

SI 99/00347

May 17, 2000

Jul 17, 2000

658/8

08/962117

May 17, 2000

Aug 17, 2000

979/3

09/162721

May 19, 2000

Aug 19, 2000

MAIL RECEIVED DURING WEEK OF:

May 00
22-26

| Reference No. | Serial No. | Date Received | Date Due |
|---------------|------------|---------------|--------------|
| 1172/3 | 09/309873 | May 22, 2000 | Aug 22, 2000 |
| 1875/2 | US00/30170 | May 22, 2000 | Aug 22, 2000 |
| 1418/1 | 09/154204 | May 22, 2000 | Aug 22, 2000 |
| 1257/4 | 09/259277 | May 22, 2000 | Aug 22, 2000 |
| 1032/1 | 08/953992 | May 22, 2000 | Aug 22, 2000 |
| 1844/1 | 09/494042 | May 22, 2000 | Aug 22, 2000 |
| 27/112 | 09/157531 | May 23, 2000 | Aug 23, 2000 |
| 988/1 | 09/261193 | May 23, 2000 | Aug 23, 2000 |
| 1172/1 | 09/104014 | May 23, 2000 | Aug 23, 2000 |
| 815/12 | 75/877651 | May 23, 2000 | Nov 23, 2000 |
| 74/77 | 09/472035 | May 23, 2000 | Jun 23, 2000 |
| 1123/5 | 09/232676 | May 23, 2000 | Aug 23, 2000 |
| 815/15 | 75/877650 | May 23, 2000 | Nov 23, 2000 |
| 988/11 | US00/01640 | May 23, 2000 | Jul 23, 2000 |
| 1160/3 | 09/303643 | May 23, 2000 | Aug 23, 2000 |
| 978/20 | 09/435691 | May 23, 2000 | Aug 23, 2000 |
| 995/28 | 09/322979 | May 23, 2000 | Aug 23, 2000 |
| 681/19 | 09/263095 | May 24, 2000 | Aug 24, 2000 |
| 910/26 | 09/487716 | May 24, 2000 | Jun 25, 2000 |
| 630/26 | 09/140411 | May 24, 2000 | Aug 24, 2000 |
| 1346/6 | 09/245736 | May 25, 2000 | Aug 25, 2000 |
| 246/60 | US00/07087 | May 25, 2000 | Jul 25, 2000 |
| 973/9 | US00/01996 | May 25, 2000 | Jul 25, 2000 |
| 988/12 | US00/04224 | May 25, 2000 | Jul 25, 2000 |
| 873/28 | US99/19315 | May 26, 2000 | Jul 26, 2000 |
| 1076/6 | 09/295369 | May 26, 2000 | Aug 26, 2000 |

MAIL RECEIVED DURING WEEK OF:

May 29-31 2000

June 1-2 2000

Reference No.

Serial No.

Date Received

Date Due

1578/1

09/327965

May 30, 2000

Aug 30, 2000

630/25

09/126379

May 30, 2000

Aug 30, 2000

716/27

75/390181

May 30, 2000

Nov 30, 2000

16/13

75/522693

May 30, 2000

Nov 30, 2000

1110/7

09/210541

May 31, 2000

Aug 31, 2000

1890/1

75/871241

May 31, 2000

Nov 30, 2000

416/108

08/908435

Jun 1, 2000

Sep 1, 2000

314/5

09/041755

Jun 2, 2000

Sep 2, 2000

1889/5

75/886724

Jun 2, 2000

Dec 2, 2000

1346/7

09/462389

Jun 2, 2000

Jul 2, 2000

MAIL RECEIVED DURING WEEK OF:

June 5-9

2000

| Reference No. | Serial No. | Date Received | Date Due |
|---------------|-------------|---------------|--------------|
| 1114/4 | 09/322971 | Jun 5, 2000 | Sept 5, 2000 |
| 910/5 | 09/071739 | Jun 5, 2000 | Sept 5, 2000 |
| 1079/3 | 09/273268 | Jun 6, 2000 | Sept 6, 2000 |
| 26/250 | 09/268034 | Jun 6, 2000 | Sept 6, 2000 |
| 1630/2 | US 00/07931 | Jun 6, 2000 | Aug 6, 2000 |
| 910/4 | 09/046475 | Jun 6, 2000 | Sept 6, 2000 |
| 264/7 | 09/026655 | Jun 6, 2000 | Sept 6, 2000 |
| 978/8 | 09/106488 | Jun 6, 2000 | Sept 6, 2000 |
| 172/27 | 09/288058 | Jun 7, 2000 | Sept 7, 2000 |
| 1172/2 | 09/143965 | Jun 7, 2000 | Sept 7, 2000 |
| 1841/1 | 09/443342 | Jun 7, 2000 | Sept 7, 2000 |
| 910/12 | 09/186200 | Jun 7, 2000 | Sept 7, 2000 |
| 510/C | 75/883401 | Jun 8, 2000 | Dec 8, 2000 |
| 510/7 | 75/883400 | Jun 8, 2000 | Dec 8, 2000 |
| 325/3 1 | 09/134607 | Jun 9, 2000 | Sept 9, 2000 |
| 678/10 | 08/925166 | Jun 9, 2000 | Sept 9, 2000 |
| 973/8 | US 99/15999 | Jun 9, 2000 | Aug 9, 2000 |

MAIL RECEIVED DURING WEEK OF:

June

12-16
2000

Reference No.

Serial No.

Date Received

Date Due

| | | | |
|---------|------------|--------------|---------------|
| 1642/4 | 09/328405 | JUN 12, 2000 | Sept 9 2000 |
| 1582/2 | US00/04127 | JUN 12, 2000 | AUG 12, 2000 |
| 910/24 | US99/15643 | JUN 12, 2000 | AUG 12, 2000 |
| 887/14 | 09/350933 | JUN 13, 2000 | JUL 13, 2000 |
| 1645/6 | 09/441072 | JUN 13, 2000 | JUL 13, 2000 |
| 348/16 | 09/142855 | JUN 13, 2000 | Sept 13, 2000 |
| 205/92 | 09/196690 | JUN 13, 2000 | Sept 13, 2000 |
| 1119/11 | 09/270792 | JUN 13, 2000 | Sept 13, 2000 |
| 55/22 | 09/152103 | JUN 14, 2000 | Sept 14, 2000 |
| 1251/6 | US00/07088 | JUN 14, 2000 | AUG 14 2000 |
| 910/53 | US00/03353 | JUN 14, 2000 | AUG 14, 2000 |
| 1147/2 | 09/116493 | JUN 14, 2000 | JUL 14, 2000 |